IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE ANTONY DOMINIC

WEDNESDAY, THE 21ST NOVEMBER 2007 / 30TH KARTHIKA 1929

WP(C).No. 34280 of 2007(E)

PETITIONER:

SIDHIK V.A.,
VETTIKKATTU HOUSE, MULAVOOR P.O., MUVATTUPUZHA.

BY ADV. SRI.P.A.AUGUSTINE(AREEKATTEL)

RESPONDENTS:

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1. THE DEPUTY TAHSILDAR (RR), MUVATTUPUZHA.

2. THE VILLAGE OFFICER,
MULAVOOR VILLAGE, MULAVOOR P.O., MUVATTUPUZHA.

3. THE ADDL.DISTRICT EXECUTIVE OFFICER,
K.M.T.W.W.F.BOARD, ERNAKULAM.

4. JOSE C.THOMAS,
CHITTAMMELIL HOUSE, KAVALANGAD P.O.,
NELLIMATTAM, KOTHAMANGALAM.

5. THE MANAGER,
FATHIMA L.P.SCHOOL, KARAKUNNAM, KOTHAMANGALAM.

BY ADV. SRI.P.RAMAKRISHNAN, SC,KMTWF BOARD

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 21/11/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

ANTONY DOMINIC, J

W.P.(C). 34280/2007

Dated this the 21st day of November, 2007

JUDGMENT

Petitioner submits that in respect of a mini bus which he had kept on the basis of an agreement and transferred with effect from 13.7.2004, revenue recovery proceedings have been initiated against him to realise the contribution due to the third respondent for the year 2004-05. Petitioner submits that he was never the registered owner of the vehicle and hence he could not have been proceeded against. In my view this matter requires to be re-examined since the authorities have not considered this contention.

2. As the petitioner filed Ext.P5 before the third respondent urging his contentions, I direct the third respondent to examine the same in the light of the contentions that are raised in Ext.P5. Third respondent shall do this with notice to the petitioner as expeditiously as possible at any rate within six weeks from the date of receipt of a copy of this judgment.

3. In the meanwhile further proceedings pursuant to Ext.P4 shall be kept in abeyance.

4. Petitioner shall produce a copy of this judgment before the third respondent for compliance.

Writ petition is disposed of as above.

ANTONY DOMINIC
Judge

mrcs